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SENATE BILL 405

46TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2003

INTRODUCED BY

Timothy Z. Jennings

AN ACT

RELATING TO MEDICAID; PROVIDING A PROCEDURE FOR SETTING CERTAIN
MEDICAID REIMBURSEMENT RATES; EXPANDING THE ELIGIBILITY
CRITERIA FOR MEDICAID.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. A new section of the Public Assistance Act is
enacted to read:

"[NEW MATERIAL] MEDICAID PAYMENT RATES FOR PHYSICIANS. --

A. For fiscal year 2004, the department shall
provide reimbursement for physicians participating in the
medicaid program in an amount equal to one hundred twenty-five
percent of the medicare reimbursement rate. The reimbursement
rate shall be based on the service provided or procedure
performed as identified in the federal health care financing
administration's common procedure coding system.

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1 B. On July 1, 2004 and on July 1 of each subsequent
2 year, the department shall increase the reimbursement rates
3 established pursuant to Subsection A of this section. The
4 annual percentage increase shall not be less than the
5 percentage increase provided by the department in the previous
6 fiscal year for managed care organizations in the medicaid
7 managed care system "

8 Section 2. Section 27-2B-15 NMSA 1978 (being Laws 1998,
9 Chapter 8, Section 15 and Laws 1998, Chapter 9, Section 15, as
10 amended by Laws 2001, Chapter 295, Section 8 and by Laws 2001,
11 Chapter 326, Section 8) is amended to read:

12 "27-2B-15. MEDICAID ELIGIBILITY.--

13 A. The following are eligible for medicaid:

- 14 (1) a participant who is in transition to
15 self-sufficiency due to employment or child support;
- 16 (2) a pregnant woman who meets the income and
17 resource requirements for New Mexico's aid to families with
18 dependent children as they existed on July 16, 1996;
- 19 (3) a member of a benefit group who is
20 eighteen years of age or younger if the benefit group's income
21 is below one hundred eighty-five percent of the federal poverty
22 guidelines;
- 23 (4) a member of a benefit group if the benefit
24 group's income is below one hundred percent of the federal
25 poverty guidelines;

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1 [~~(4)~~] (5) a pregnant woman whose income is
2 below one hundred eighty-five percent of the federal poverty
3 guidelines;

4 [~~(5)~~—participants] (6) a participant
5 receiving federal supplemental security income;

6 [~~(6)~~] (7) an aged, blind or disabled person in
7 an institution who meets all the supplemental security income
8 standards except for income;

9 [~~(7)~~] (8) a person who meets all standards for
10 institutional care but is cared for at home and meets
11 eligibility standards for medicaid;

12 [~~(8)~~] (9) a qualified medicare beneficiary,
13 qualified disabled working person or specified low-income
14 medicare beneficiary; and

15 [~~(9)~~] (10) a foster child in the custody of
16 the state or of an Indian pueblo, tribe or nation who meets
17 eligibility standards for medicare.

18 B. Effective October 1, 2001, for the medicaid
19 category designated "JUL medicaid" by the department, the
20 income eligibility criteria shall be the same as the income
21 eligibility criteria set forth in the New Mexico Works Act."

22 Section 3. EFFECTIVE DATE. --The effective date of the
23 provisions of this act is July 1, 2003.